

1920 L Street, N.W., Suite 535 Washington, D.C. 20036 (202) 629-3530

May 14, 2019

## **Submitted via FOIA Online**

National Freedom of Information Officer U.S. Environmental Protection Agency 1200 Pennsylvania Avenue, NW (2822T) Washington, DC 20460

## **Freedom of Information Act Request**

Dear FOIA Officer:

This is a request for records, pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. §§ 552, *et seq.* Specifically, this request is for copies of:

All communications<sup>1</sup> between, and records related to communications between, the U.S. Environmental Protection Agency ("EPA")<sup>2</sup> and any entity or individual listed in Exhibit A, that relate to the use, government oversight, or regulation of Hydrogen Fluoride ("HF"), Modified Hydrogen Fluoride ("MHF"), or to the regulation or use of Sulfuric Acid as an alternative to HF or MHF, or to the use of ionic liquids alkylation technology.

The relevant time period for this request is: **December 1, 2014, through the present**.

This request includes, and we ask that you search, all hard copy files created, revised, controlled or owned by EPA, and all official email accounts and communications devices (*i.e.*, phones, tablets, computers, etc.) assigned to or used by EPA. This request specifically includes attachments to any responsive records. Please search for responsive records regardless of format, medium, or physical characteristics; *do not limit your search to electronic documents*.

For any responsive records, or portions of records, you deem covered by any applicable exemption, 5 U.S.C. § 552(b) details the appropriate process:

- "Any reasonably segregable portion of a record shall be provided to any person requesting such record after deletion of the portions which are exempt under this subsection."
- "The amount of information deleted, and the exemption under which the deletion is made, shall be indicated on the released portion of the record, unless including that indication would harm an interest protected by the exemption in this subsection under which the deletion is made."

<sup>&</sup>lt;sup>1</sup> For the purposes of all requests herein, "communications" includes electronic mail messages (emails), text messages, encrypted messages, instant messages, social media messages (Twitter direct messages, Facebook Messenger messages, etc.), faxes, phone calls, voicemails, call logs, letters, or any communication in any other form or format.

<sup>&</sup>lt;sup>2</sup> For the purposes of all requests herein, "EPA" includes the EPA Administrator and all Offices, Programs, Research Programs, Laboratories, Advisory Organizations, employees and staff of the U.S. Environmental Protection Agency.

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• "If technically feasible, the amount of the information deleted, and the exemption under which the deletion is made, shall be indicated at the place in the record where such deletion is made."

We are willing to pay fees for this request up to a maximum of  $$\underline{\$500}$ . If the fees for this request exceed that amount, please inform me first.

Thank you for your assistance with this request. You can contact me at (202) 590-0530 with any questions. Please email responsive documents, or a link for electronic delivery, to me at patrick.mcmullen@sparacinopllc.com. If you cannot provide responsive documents electronically, please contact me to arrange delivery.

Sincerely,

Patrick McMullen

## Exhibit A<sup>3</sup>

350 South Bay Los Angeles
Ban Toxic MHF
California Resources Corporation
Coalition for a Safe Environment
Communities for a Better Environment ("CBE")
Families Lobbying Against Refinery Exposures ("FLARE")
Liberty Hill Foundation ("LHF")
Torrance Refinery Action Alliance ("TRAA") or any email account using the URL https://www.traasouthbay.com/
Twin Ports Action Alliance
Cathy Clay
Charles Clendening
James Eninger
Nahum Get
David Hannum
George Harpole
Sally Hayati
Ginger Juel
Mara Lang
Catherine Leys
Damien Luzzo
Jesse Marques
Maureen Mauk

<sup>&</sup>lt;sup>3</sup> For purposes of this request, each entity listed in Exhibit A includes all of the entity's members, employees, and representatives.

EPA National Freedom of Information Officer May 14, 2019
Ginger Pigott
James Pigott
Bill Reynolds
Alicia Rivera
Judith Scott
Christopher Shih
Constance Sullivan

Tom Steyer